

MINUTES

MAINE WATER WELL COMMISSION

Tuesday, November 10, 2020

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Meetings via Zoom – link on webpage, MEDWP.COM

### ATTENDEES:

#### Commission Members:

Dwight Doughty  
Chair, Hydrogeologist, DOT  
Daniel Locke  
Hydrogeologist, MGS  
Thomas Brennan  
Senior Geologist, DWP

Mike Otley  
Public Member  
Frank Hegarty  
Master Well Driller  
Joe Gallant  
Master Well Driller

Glenn Dyer  
Master Well Driller

#### Guests:

Margaret Machaiek  
State of Maine, AAG  
Teresa Cloutier  
Boothby Silver LLC,  
Attorney at Law

Sally Howard  
Complainant

Peter T Holmes  
Plumbers Examining Board  
Robert V LeClair  
Plumbers Examining Board

#### Minutes Prepared By:

Tina Lemieux  
DWP Commission Clerk

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PROCEEDINGS: 9:00 AM

Review of Meeting Minutes:

Motion to accept the minutes from **October 14, 2020**, meeting.

❖ **MOTION:** **2nd:** **VOTE:** Unanimous

Exam Applications:

1. WILLIAM DUNBAR_WD02221 (apprentice) – PI-J – **APPROVED**
Motion to approve.

❖ **MOTION:** Frank Hegarty **2nd:** Glenn Dyer **VOTE:** unanimous

2. DANIEL MOLER_WD02277 (apprentice) – PI-J – **APPROVED**
Motion to approve.

❖ **MOTION:** Frank Hegarty **2nd:** Glenn Dyer **VOTE:** unanimous

3. O’CONNOR_WD02185 (apprentice) – Journeyman WD & PI – **DENIED**

Motion to not allow Anthony O’Connor to sit for the exam due to application insufficiencies and history of professional non-compliance of the Maine Water Well Commission rules and regulations, ([144 CMR 232](#)). *Reimbursement of fees is authorized.

❖ **MOTION:** Glenn Dyer **2nd:** Daniel Locke **VOTE:** unanimous

Specialty Well Applications – Commission Review:

NONE

Specialty Well Applications – In-House Approval:

1. BERNARD-LORD_SWA
2. KRONBERG-GOODWIN_SWA
3. MAZZA-LORD_SWA
4. GALLANT-KENNEBEC_SWA

Other Business:

1. Exams: **Thursday, November 12 @ 10am** at Key Bank Building, downtown Augusta
 - a. Eligible candidates have been notified by email; two candidates have responded.
2. Online Educational Materials for Private Well Owners:
 - a. Tom Brennan will take point on creating handouts for Well Driller to clients.
3. Specialty Well Application: SANBORN-STREETER_SWA
 - a. Dwight Doughty – to discuss; Permit expires after one-year; Driller of specialty well must submit application
 - b. All specialty well applications are per homeowner/well driller and are non-transferrable, (IAW 144c232 - 400.7.2).

Motion to notify homeowner and well driller a new specialty well application must be submitted.

❖ MOTION: Frank Hegarty 2nd: Joe Gallant VOTE: unanimous

4. Osborne: Pump Installation, permit required?
 - a. Plumbing v. Well Drilling violation incident discussion
 - b. MWWC will provide guidance where applicable

Complaints:**1. HOWARD-CARMEL – complaint, received 10-14-20 – open**

- 11-10-20, complaint reviewed and accepted
- Complaint Notification, to be sent, and CC homeowner

Motion to send Dave Philbrook to inspect the well and accept the complaint.

❖ MOTION: Frank Hegarty 2nd: Mike Otley VOTE: unanimous

2. DENSMORE-L&L – complaint, received 6-3-20 - open

- 6-4-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling
- 6-10-20 – Reviewed and discussed complaint.
- 10-14-20 – Discussed and assigned violations and penalties
- Complaint Summary Notification, to be sent

3. DYER-L&L – complaint, received 6-23-20 – open

- 6-25-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling
- 7-8-20 – Reviewed and discussed complaint.
- 10-14-20 – Discussed and assigned violations and penalties
- Complaint Summary Notification, to be sent

4. DOUGHTY-L&L – complaint, received 6-10-20 - open

- 6-10-20 – Notification of Complaint sent to Rock Libby of L&L Well Drilling
- 7-8-20 – Reviewed and discussed complaint
- 10-14-20 – Discussed and assigned violations and penalties
- Complaint Summary Notification, to be sent

5. LOCKE-L&L – complaint, received 5-4-20 - open

- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O’Connor
- 5-12-20 – Response received from Mr. O’Connor & Mr. Libby via email
- 6-10-20 – Reviewed and discussed complaint
- 10-14-20 – Discussed and assigned violations and penalties
- Complaint Summary Notification, to be sent

6. **LOCKE-CONNOR (APPRENTICE) – complaint, received 5-4-20 - open**

- 5-7-20 – Notification of Complaint sent, to Rock Libby and Anthony O’Connor
- 5-12-20 – Response from Mr. O’Connor via email_5-12-20
- 6-9-20 & 6-10-20 – Response from Boothby Silver, Attorney Ricker
- 6-10-20 – Reviewed and discussed complaint
- 11-10-20 – O’Connor complaints will be reviewed and processed at next meeting,
 - o Locke/O’Connor; Dyer/O’Connor; Doughty/O’Connor

*Tabled until next meeting, Wednesday, December 9, 2020.

Motion to adjourn.

❖ **MOTION**: Frank Hegarty **2nd**: Glenn Dyer **VOTE**: Unanimous

ADJOURNMENT: **10:45 AM**